

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Int'l Application No.: PCT/US03/17247

Applicant: Xi JIANG et al.

Int'l Filing Date: June 2, 2003

Title: METHOD, COMPOSITION AND KIT FOR ANTIGENIC BINDING OF
NORWALK-LIKE VIRUSES

Atty. Docket No: CHM-007M

Mail Stop PCT -- Legal Administrator
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 1.137(b)

TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION

Sir:

Applicant respectfully petitions the Commissioner under 37 CFR 1.137(b) to revive this unintentionally-abandoned national stage PCT application, on the grounds that Applicant unintentionally failed to meet the 30 month time limit for completing the stage requirements specified in 37 CFR 1.495(b).

FACTS

1. Applicant's international PCT application was filed June 2, 2003, claiming priority to US Provisional Application No. 60/385,283, filed May 31, 2002, and US Provisional Application No. 60/385,296, filed May 31, 2002. See the attached published PCT application.

2. Within 19 months of the May 31, 2002 priority date, on December 19, 2003, Applicant elected the U.S. for national stage prosecution. See the attached copy of Applicants' Demand and postcard receipt.

3. Applicant unintentionally failed to fulfill the requirements of 37 CFR 1.495(b) prior to the expiration of the 30 month time limit specified in the rule.

4. The entire delay in filing the required papers from the date of the expiration of the 30 month time limit for the action until the filing of a grantable petition pursuant to this paragraph was unintentional.

Adjustment date: 10/28/2005 KWHILLIAM
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RELIEF REQUESTED

Applicants respectfully petition the Commissioner to revive this application under 37 CFR 1.137(b), and to forward the application to the examining corps for examination.

PROPER REPLY

Attached hereto are documents comprising a proper reply:

1. A completed TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 USC 371 (Form PTO-1390).

2. Preliminary Amendment

3. Declaration with Power of Attorney

4. A credit card form for \$500.00 to cover the filing fee.

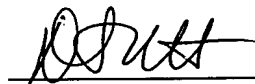
The Commissioner is hereby authorized to charge any additional fees or underpayment of fees and to credit any overpayments to my credit card.

PETITION FEE

Attached hereto is a credit card form for payment of the petition fee of \$750.00 required by 37 CFR 1.17(m).

Respectfully submitted,

By:



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Attorney for Applicants
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(513) 229-0383
Customer Number 26868

December 28, 2004

Express Mailed No. EV 519728960 US